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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91166486
Party	Plaintiff VANITY FAIR, INC. Vanity Fair, Inc. 3411 Silverside Road201 Baynard Building Wilmington, DE 19810 UNITED STATES
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Submission	Motion to Extend
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Date	03/27/2006
Attachments	SFX23.pdf (4 pages)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Serial No. 76/597,695
Published in the *Official Gazette* on May 10, 2005

VANITY FAIR, INC.,

Opposer,

v.

SHANGHAI SILK GROUP CO., LTD.,

Applicant.

Opposition No. 91166486

Attorney Docket No.: 67990-62588

OPPOSER'S MOTION TO EXTEND DISCOVERY PERIOD

Pursuant to the Rule 2.116(a) of the Trademark Rules of Practice and Rule 6(b) of the Federal Rules of Civil Procedure Rule, Opposer seeks to extend the discovery period 120 days and reset the testimony dates accordingly. It is believed that Applicant will consent to this motion or at least some extension period, and Opposer hopes to conclusively advise the Trademark Trial Appeal Board within the next couple of days.

At approximately 10 a.m. Eastern Standard Time on March 27, 2006, Attorney for Opposer, Nancy H. Lutz, called Attorney for Applicant, Kenneth Cang Li, to discuss filing a stipulated request to extend discovery. Mr. Li told Ms. Lutz to contact Applicant directly in China as he has not been following the case and does not have authority to act in the case. As detailed below, it is believed that Applicant will agree to this motion, since Opposer believes that: (i) Applicant is unaware that discovery closes today; (ii)

Applicant has not served any discovery; and (iii) Applicant continues to desire to settle the matter.

The parties have been trying to negotiate a worldwide settlement through e-mails between Ms. Lutz and Lin Fangfang, an attorney for Applicant at the Shanghai International Economic and Trade Law Office, since September 20, 2005. It is presumed that Mr. Fangfang is located in Shanghai, China, where Applicant is located, which is thirteen (13) hours ahead of Eastern Standard Time. Since discovery is set to close today, Opposer will file this motion as being unopposed. Ms. Lutz will e-mail Mr. Fangfang (the only means by which they have communicated to date) to see if Shanghai agrees to the stipulation. If not, Ms. Lutz will inform the Board as soon as possible and file a brief in support of this motion. Either way, Ms. Lutz will inform the Board of Applicant's decision.

Opposer believes that Applicant will agree to the motion since the parties still need to determine whether they can resolve their dispute, which would obviate the need for the opposition. Further, Applicant may wish to serve discovery requests on Opposer, and Opposer may need additional time to serve follow-up discovery on Applicant (Opposer served interrogatories, document requests and requests to admit on Applicant today).

In view of the foregoing, Opposer respectfully requests that the Board grant Opposer's motion.

Respectfully submitted,

COLLIER SHANNON SCOTT, PLLC

March 27, 2006

By: Nancy H. Lutz

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of OPPOSER'S MOTION TO EXTEND DISCOVERY PERIOD have been served by mail upon Kenneth Cang Li, attorney for Applicant, Shanghai Silk Group Co., Ltd., at Lin & Li, LLC, 65 Broadway, Suites 802, New York, New York 10006, the address designated by said attorney for that purpose, by depositing a true copy of same in a postpaid properly addressed envelope in an official depository under the exclusive care and custody of the United States Postal Service on March 27, 2006.

Nancy #hutj